

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 2 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

**In the Claims**

Please amend the claims by replacing all prior versions, and listings, of claims pursuant to 37 C.F.R. §1.121(c) as follows:

1-122. (Canceled)

123. (Currently Amended) In a process for obtaining a pharmaceutical product containing a mixture of polypeptides, each of which consists essentially of alanine, glutamic acid, tyrosine and lysine, wherein the mixture has an average molecular weight from 4000 to 13,000 Daltons and in the mixture the molar fraction of alanine is 0.427, of glutamic acid is 0.141, of lysine is 0.337 and of tyrosine is 0.093 and wherein during the process includes determining the molecular weight distribution of a batch of a-an aqueous mixture of polypeptides, each of which consists essentially of alanine, glutamic acid, tyrosine and lysine, is tested using a gel permeation chromatography column to determine whether the mixture has an average molecular weight from 4000 to 13,000 Daltons for inclusion in the pharmaceutical product, the improvement comprising  
calibrating the molecular weight obtained using the gel permeation chromatography column by subjecting a plurality of molecular weight markers, each of which is a polypeptide consisting essentially of alanine, glutamic acid, tyrosine and lysine and having a predetermined amino acid sequence, to chromatography on the column to establish a relationship between retention time on the column and molecular weight.

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 3 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

124-126. (Canceled)

127. (Previously presented) The process of claim 123, wherein the gel permeation chromatography column comprises a cross-linked agarose-based medium, with an exclusion limit of  $2 \times 10^6$  Daltons, an optimal separation range of 1000 to  $3 \times 10^5$  Daltons, and a bead diameter of 20-40  $\mu\text{m}$ .

128. (Previously presented) The process of claim 127, wherein the gel permeation chromatography column is Superose 12.

129. (Previously amended) The process of claim 123, wherein in the molecular weight markers the molar fraction of alanine is 0.38 to 0.5, of glutamic acid is 0.13 to 0.15, of tyrosine is 0.08 to 0.10 and of lysine is 0.3 to 0.4.

130. (Previously Amended) The process of claim 129, wherein in the molecular weight markers the molar fraction of alanine is 0.422 to 0.444, of glutamic acid is 0.133 to 0.143, of tyrosine is 0.086 to 0.093 and of lysine is 0.333 to 0.349.

131. (Previously presented) The process of claim 123, wherein one of the molecular weight markers is selected from the group consisting of

AKKYAKKEKAACKKAYKKEAKAKAAEAAAKEAAAYEA (SEQ ID NO:1);

AKKYAKKAKAEKAKKAYKAAEAKKAAKYEKAAAEKAAAKEAAAYEA (SEQ ID  
NO:2);

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 4 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAEAKYKAEAAKAAAKEAAAYE  
A (SEQ ID NO:3);  
AKKYAKKEKAYAKAKKA EAKA AAKKAKAEAKKYAKAAKAEKKEYAAAAEAKYKAEAA  
KAAAKEAAAYEA (SEQ ID NO:4);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKAAAKEAAAYEA (SEQ ID NO:5);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKAYKAEAAKAAAKEAAAYEA (SEQ ID NO:6); and  
AKKYAKKA EKAYAKKAKAAKEKKAYAKKEAKAYKAAEAKKKAKAEAKKYAKEAAK  
AKKEAYKAEAKKYAKAAKAEKKEYAAAAEAKKAEAAKAYKAEAAKAAAKEAAAYEA  
(SEQ ID NO:7),

wherein A represents alanine, K represents lysine, Y  
represents tyrosine, and E represents glutamic acid.

132. (Previously presented) The process of claim 123,  
wherein the plurality of molecular weight markers is

AKKYAKKEKA AAKKAYKKEAKAKAAEAAAKEAAAYEA (SEQ ID NO:1);  
AKKYAKKAKAEKAKKAYKAAEAKKAAKYEKAAAEKAAAKEAAAYEA (SEQ ID  
NO:2);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAEAKYKAEAAKAAAKEAAAYE  
A (SEQ ID NO:3);  
AKKYAKKEKAYAKAKKA EAKA AAKKAKAEAKKYAKAAKAEKKEYAAAAEAKYKAEAA  
KAAAKEAAAYEA (SEQ ID NO:4);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKAAAKEAAAYEA (SEQ ID NO:5);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKAYKAEAAKAAAKEAAAYEA (SEQ ID NO:6); and  
AKKYAKKA EKAYAKKAKAAKEKKAYAKKEAKAYKAAEAKKKAKAEAKKYAKEAAK  
AKKEAYKAEAKKYAKAAKAEKKEYAAAAEAKKAEAAKAYKAEAAKAAAKEAAAYEA  
(SEQ ID NO:7),

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 5 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

wherein A represents alanine, K represents lysine, Y represents tyrosine, and E represents glutamic acid.

133. (Previously Amended) The process of claim 123, wherein the pharmaceutical product is lyophilized.

134. (Previously Amended) A process for obtaining a pharmaceutical product containing a mixture of polypeptides, each of which consists essentially of alanine, glutamic acid, tyrosine and lysine, wherein the mixture has an average molecular weight from 4000 to 13,000 Daltons and in the mixture the molar fraction of alanine is 0.427, of glutamic acid is 0.141, of lysine is 0.337 and of tyrosine is 0.093, which comprises obtaining a batch of a mixture of polypeptides, each of which consists essentially of alanine, glutamic acid, tyrosine and lysine;

determining the average molecular weight of the mixture of polypeptides in the batch using a molecular weight-calibrated gel permeation chromatography column; and

including in the pharmaceutical product the mixture if the mixture is determined to have an average molecular weight from 4000 to 13,000 Daltons,

wherein the gel permeation chromatography column is calibrated by subjecting a plurality of molecular weight markers to chromatography on the column to establish a relationship between the retention time on the column and molecular weight, wherein each of the markers is a polypeptide consisting essentially of

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 6 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

alanine, glutamic acid, tyrosine and lysine and has a predetermined amino sequence.

135-137. (Canceled)

138. (Previously presented) The process of claim 134, wherein the gel permeation chromatography column comprises a cross-linked agarose-based medium, with an exclusion limit of  $2 \times 10^6$  Daltons, an optimal separation range of 1000 to  $3 \times 10^5$  Daltons, and a bead diameter of 20-40  $\mu\text{m}$ .

139. (Previously presented) The process of claim 138, wherein the gel permeation chromatography column is Superose 12.

140. (Previously Amended) The process of claim 134, wherein in the molecular weight markers the molar fraction of alanine is 0.38 to 0.5, of glutamic acid is 0.13 to 0.15, of tyrosine is 0.08 to 0.10 and of lysine is 0.3 to 0.4.

141. (Previously Amended) The process of claim 140, wherein in the molecular weight markers the molar fraction of alanine is 0.422 to 0.444, of glutamic acid is 0.133 to 0.143, of tyrosine is 0.086 to 0.093 and of lysine is 0.333 to 0.349.

142. (Previously presented) The process of claim 134, wherein one of the molecular weight markers is selected from the group consisting of

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 7 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

AKKYAKKEKAACKKAYKKEAKAKAAEAAAKEAAYEA (SEQ ID NO:1);  
AKKYAKKAKAEKAKKAYKAAEAKKAAKYEKAAAEKAAAKEAAYEA (SEQ ID  
NO:2);  
AKKYAKKEKAYAKKAEKAAKKAEEKAYKAAEAKKKAEAKYKAEAAKAAAKEAAYE  
A (SEQ ID NO:3);  
AKKYAKKEKAYAKAKKAEEAKAAKKAEEKKAYAKAAKAEKKEYAAAEEKYKAEAA  
KAAAKEAAYEA (SEQ ID NO:4);  
AKKYAKKEKAYAKKAEKAAKKAEEKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEEKYKAEAAKAAAKEAAYEA (SEQ ID NO:5);  
AKKYAKKEKAYAKKAEKAAKKAEEKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEEKYKAEAAKAYKAEAAKAAAKEAAYEA (SEQ ID NO:6); and  
AKKYAKKAEKAYAKKAKAAKEKKAYAKKEAKAYKAAEAKKKAKAEAKKYAKEAAK  
AKKEAYKAEAKKYAKAAKAEKKEYAAAEEKKAEAAKAYKAEAAKAAAKEAAYEA  
(SEQ ID NO:7),

wherein A represents alanine, K represents lysine, Y  
represents tyrosine, and E represents glutamic acid.

143. (Previously presented) The process of claim 134,  
wherein the plurality of molecular weight markers is

AKKYAKKEKAACKKAYKKEAKAKAAEAAAKEAAYEA (SEQ ID NO:1);  
AKKYAKKAKAEKAKKAYKAAEAKKAAKYEKAAAEKAAAKEAAYEA (SEQ ID  
NO:2);  
AKKYAKKEKAYAKKAEKAAKKAEEKAYKAAEAKKKAEAKYKAEAAKAAAKEAAYE  
A (SEQ ID NO:3);  
AKKYAKKEKAYAKAKKAEEAKAAKKAEEKKAYAKAAKAEKKEYAAAEEKYKAEAA  
KAAAKEAAYEA (SEQ ID NO:4);  
AKKYAKKEKAYAKKAEKAAKKAEEKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEEKYKAEAAKAAAKEAAYEA (SEQ ID NO:5);  
AKKYAKKEKAYAKKAEKAAKKAEEKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEEKYKAEAAKAYKAEAAKAAAKEAAYEA (SEQ ID NO:6); and

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 8 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

AKKYAKKAEKAYAKKAKAAKEKKAYAKKEAKAYKAAEAKKKAKAEAKKYAKEAAK  
AKKEAYKAEAKKYAKAAKAEKKEYAAAEAKKAEAAKAYKAEAAKAAAKEAAYEA  
(SEQ ID NO:7),

wherein A represents alanine, K represents lysine, Y represents tyrosine, and E represents glutamic acid.

144. (Currently Amended) The process of claim 134, further comprising a step of lyophilizing the mixture ~~having the average molecular weight from 4,000 to 13,000 Daltons of~~ polypeptides.

145. (Previously Amended) A process for determining the average molecular weight of an aqueous mixture of polypeptides, each of which consists essentially of alanine, glutamic acid, tyrosine and lysine, wherein in the mixture the molar fraction of alanine is 0.427, of glutamic acid is 0.141, of lysine is 0.337 and of tyrosine is 0.093, which comprises subjecting the mixture to chromatography on a molecular weight-calibrated gel permeation chromatography column so as to determine the average molecular weight of the mixture, wherein the gel permeation chromatography column is calibrated by subjecting a plurality of molecular weight markers to chromatography on the column to establish a relationship between retention time on the column and molecular weight, wherein each of the markers is a polypeptide consisting essentially of alanine, glutamic acid, tyrosine and lysine and has a predetermined amino acid sequence.

146-148. (Canceled)

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 9 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

149. (Previously presented) The process of claim 145, wherein the gel permeation chromatography column comprises a cross-linked agarose-based medium, with an exclusion limit of  $2 \times 10^6$  Daltons, an optimal separation range of 1000 to  $3 \times 10^5$  Daltons, and a bead diameter of 20-40  $\mu\text{m}$ .

150. (Previously presented) The process of claim 149, wherein the gel permeation chromatography column is Superose 12.

151. (Previously Amended) The process of claim 145, wherein in the molecular weight markers the molar fraction of alanine is 0.38 to 0.5, of glutamic acid is 0.13 to 0.15, of tyrosine is 0.08 to 0.10 and of lysine is 0.3 to 0.4.

152. (Previously Amended) The process of claim 151, wherein in the molecular weight markers the molar fraction of alanine is 0.422 to 0.444, of glutamic acid is 0.133 to 0.143, of tyrosine is 0.086 to 0.093 and of lysine is 0.333 to 0.349.

153. (Previously presented) The process of claim 145, wherein one of the molecular weight markers is selected from the group consisting of

AKKYAKKEKAACKAYKKEAKAKAAEAAAKEAAYEA (SEQ ID NO:1);

AKKYAKKAKAEKAKKAYKAAEAKKAAKYEKAAAEKAAAKEAAYEA (SEQ ID NO:2);



Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 10 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAEAKYKAEAAKAAAKEAAYE  
A (SEQ ID NO:3);  
AKKYAKKEKAYAKAKKAEAKAAKKAKAEAKKYAKAAKAEKKEYAAAAEAKYKAEAA  
KAAAKEAAYEA (SEQ ID NO:4);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKAAAKEAAYEA (SEQ ID NO:5);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKKAYKAEAAKAAAKEAAYEA (SEQ ID NO:6); and  
AKKYAKKAEKAYAKKAKAAKEKKAYAKKEAKAYKAAEAKKKAKAEAKKYAKEAAK  
AKKEAYKAEAKKYAKAAKAEKKEYAAAAEAKKAEAAKAYKAEAAKAAAKEAAYEA  
(SEQ ID NO:7),

wherein A represents alanine, K represents lysine, Y  
represents tyrosine, and E represents glutamic acid.

154. (Previously presented) The process of claim 145,  
wherein the plurality of molecular weight markers is

AKKYAKKEKA AAKKAYKKEAKAKAAEAAA EKAAYEA (SEQ ID NO:1);  
AKKYAKKAKAEKAKKAYKAAEAKKAAKYEKAAA EKA AAKEAAYEA (SEQ ID  
NO:2);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAEAKYKAEAAKAAAKEAAYE  
A (SEQ ID NO:3);  
AKKYAKKEKAYAKAKKAEAKAAKKAKAEAKKYAKAAKAEKKEYAAAAEAKYKAEAA  
KAAAKEAAYEA (SEQ ID NO:4);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKAAAKEAAYEA (SEQ ID NO:5);  
AKKYAKKEKAYAKKA EKA AAKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKKAYKAEAAKAAAKEAAYEA (SEQ ID NO:6); and  
AKKYAKKAEKAYAKKAKAAKEKKAYAKKEAKAYKAAEAKKKAKAEAKKYAKEAAK  
AKKEAYKAEAKKYAKAAKAEKKEYAAAAEAKKAEAAKAYKAEAAKAAAKEAAYEA  
(SEQ ID NO:7),

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 11 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

wherein A represents alanine, K represents lysine, Y represents tyrosine, and E represents glutamic acid.

155. (Previously Amended) A process for determining whether an aqueous mixture of polypeptides, each of which consists essentially of alanine, glutamic acid, tyrosine and lysine, has an average molecular weight from 4000 to 13,000 Daltons, wherein in the mixture the molar fraction of alanine is 0.427, of glutamic acid is 0.141, of lysine is 0.337 and of tyrosine is 0.093, which process comprises subjecting the mixture to a calibrated gel permeation chromatography column to determine the average molecular weight of the mixture wherein the gel permeation chromatography column is calibrated by subjecting a plurality of molecular weight markers to chromatography on the column to establish a relationship between retention time on the column and molecular weight, wherein each of the markers is a polypeptide consisting essentially of alanine, glutamic acid, tyrosine and lysine and has a predetermined amino acid sequence.

156-158. (Canceled)

159. (Previously presented) The process of claim 155, wherein the gel permeation chromatography column comprises a cross-linked agarose-based medium, with an exclusion limit of  $2 \times 10^6$  Daltons, an optimal separation range of 1000 to  $3 \times 10^5$  Daltons, and a bead diameter of 20-40  $\mu\text{m}$ .

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 12 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

160. (Previously presented) The process of claim 159, wherein the gel permeation chromatography column is Superose 12.

161. (Previously amended) The process of claim 155, wherein in the molecular weight markers the molar fraction of alanine is 0.38 to 0.5, of glutamic acid is 0.13 to 0.15, of tyrosine is 0.08 to 0.10 and of lysine is 0.3 to 0.4.

162. (Previously amended) The process of claim 161, wherein in the molecular weight markers the molar fraction of alanine is 0.422 to 0.444, of glutamic acid is 0.133 to 0.143, of tyrosine is 0.086 to 0.093 and of lysine is 0.333 to 0.349.

163. (Previously presented) The process of claim 155, wherein one of the molecular weight markers is selected from the group consisting of

AKKYAKKEKAACKKAYKKEAKAKAAEAAAKEAAYEA (SEQ ID NO:1);  
AKKYAKKAKAEKAKKAYKAAEAKKAAKYEKAAAEEKAAAKEAAYEA (SEQ ID NO:2);  
AKKYAKKEKAYAKKAEKAACKKAEAKAYKAAEAKKKAEAKYKAEAAKAAAKEAAYEA (SEQ ID NO:3);  
AKKYAKKEKAYAKKAEAKAAKKAKAEAKKYAKAAKAEKKEYAAAEEKYKAEAAKAAAKEAAYEA (SEQ ID NO:4);  
AKKYAKKEKAYAKKAEKAACKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYAAAEAKYKAEAAKAAAKEAAYEA (SEQ ID NO:5);  
AKKYAKKEKAYAKKAEKAACKKAEAKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYAAAEAKYKAEAAKAYKAEAAKAAAKEAAYEA (SEQ ID NO:6); and

Applicants : Alexander Gad and Dora Lis  
Serial No. : 10/792,311  
Filed : March 2, 2004  
Page 13 of Amendment Under C.F.R. §1.116 in Response to  
June 16, 2005 Final Office Action

AKKYAKKAEEKAYAKKAKAAKEKKAYAKKEAKAYKAAEAKKKAKAEAKKYAKEAAK  
AKKEAYKAEAKKYAKAAKAEKKEYAAAAEAKKAEAAKAYKAEAAKAAAKEAAAYEA  
(SEQ ID NO:7),

wherein A represents alanine, K represents lysine, Y  
represents tyrosine, and E represents glutamic acid.

164. (Previously presented) The process of claim 155,  
wherein the plurality of molecular weight markers is

AKKYAKKEKAACKKAYKKEAKAKAAEAAAKEAAAYEA (SEQ ID NO:1);  
AKKYAKKAKAEKAKKAYKAAEAKKAAKYEKAAAEKAAAKEAAAYEA (SEQ ID  
NO:2);  
AKKYAKKEKAYAKKAEKAAKKAEEKAYKAAEAKKKAEAKYKAEAAKAAAKEAAAYE  
A (SEQ ID NO:3);  
AKKYAKKEKAYAKAKKAEEKAAKKAEEKKYAKAAKAEKKEYAAAAEAKYKAEAA  
KAAAKEAAAYEA (SEQ ID NO:4);  
AKKYAKKEKAYAKKAEKAAKKAEEKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKAAAKEAAAYEA (SEQ ID NO:5);  
AKKYAKKEKAYAKKAEKAAKKAEEKAYKAAEAKKKAKAEAKKYAKAAKAEKKEYA  
AAEAKYKAEAAKAYKAEAAKAAAKEAAAYEA (SEQ ID NO:6); and  
AKKYAKKAEKAYAKKAKAAKEKKAYAKKEAKAYKAAEAKKKAKAEAKKYAKEAAK  
AKKEAYKAEAKKYAKAAKAEKKEYAAAAEAKKAEAAKAYKAEAAKAAAKEAAAYEA  
(SEQ ID NO:7),

wherein A represents alanine, K represents lysine, Y  
represents tyrosine, and E represents glutamic acid.